

FISCAL IMPACT OF PROPOSED LEGISLATION

Measure: HB 2377 - A6

80th Oregon Legislative Assembly – 2019 Regular Session
Legislative Fiscal Office

*Only Impacts on Original or Engrossed
Versions are Considered Official*

Prepared by: John Borden
Reviewed by: Ken Rocco, Paul Siebert, Theresa McHugh, Amanda Beitel, Meg Bushman-Reinhold, Michelle Deister, Gregory Jolivette, Tom MacDonald, and Matt Stayner
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Measure Description:

This measure implements statutory changes necessary to support the 2019-21 legislatively adopted budget and to clarify the application of statutes.

Government Unit(s) Affected:

Department of Administrative Services; Department of Consumer and Business Services; Oregon Health Authority; Oregon Business Development Department; Oregon Judicial Department; Oregon Medical Board; Housing and Community Services Department; Department of State Lands; Legislative Assembly; Public Universities; Legislative Fiscal Office; and Department of Justice

Summary of Fiscal Impact:

Costs related to the measure may require budgetary action - See analysis.

Analysis: This measure implements statutory changes necessary to support the 2019-21 legislatively adopted budget and to clarify the application of statutes. This measure, relating to state financial administration, is not an appropriation bill and therefore does not include the appropriation of funds. The measure, however, is necessary to achieve a balanced budget for the 2019-21 biennium. The measure has an emergency clause and is effective on passage.

The fiscal or budgetary impacts of provisions of this measure are contained in HB 5050 (budget reconciliation) and HB 5029 (Lottery Fund/Criminal Fines Account/Marijuana Account allocations) for the 2019-21 biennium, or in specific agency budget measures.

Other Funds transfers provided in this measure are one-time in nature and only apply to the 2019-21 biennium. Transfers shall be made by May 31, 2021.

The following table summarizes, by section and agency, the fiscal impact of this measure; however, for those sections with a budgetary impact, the associated budget measure is noted.

Section/Gov't Unit	Program Change	Fiscal Impact
§1 Department of Administrative Services	Transfers Insurance ["Risk"] Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$10,000,000 General Fund

Section/Gov't Unit	Program Change	Fiscal Impact
§2 Department of Administrative Services	Transfers Operating Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$50,900,000 General Fund
§3 Department of Administrative Services	Transfers State Information Technology Operating Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$26,500,000 General Fund
§4 Department of Justice	Transfers Protection and Education Account revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$46,000,000 General Fund
§5 Department of Consumer and Business Services	Transfers Health Insurance Exchange Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes. The amount is estimated to be equal to the projected fund balance surplus over the statutory limit for the ending fund balance that the Department of Consumer and Business Services is allowed to carry in the fund. The re-appropriation is in conjunction with a General Fund appropriation made to the agency for deposit in the Compact of Free Association Islander Premium Assistance Fund. This budget adjustment is included in HB 5011, the budget bill for the Department of Business and Consumer Services.	\$3,800,000 General Fund
§6 Oregon Medical Board	Transfers Operating Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$5,000,000 General Fund
§7 Oregon Health Authority	Transfers Public Employees' Revolving Fund [Public Employee Benefit Board Stabilization Fund] revenue not needed for ongoing operational costs to the General Fund for general governmental purposes.	\$15,000,000 General Fund
§8 Department of State Lands	Transfers Portland Harbor Cleanup Fund revenue not needed for ongoing operational costs to the General Fund for general governmental purposes. The moneys were deposited in the Portland Harbor Cleanup Fund to allow the agency to begin work on specific activities related to the Portland Harbor Superfund site, but subsequent to that action, other funding sources were identified and have been transferred to the fund, eliminating the General Fund need.	\$3,000,000 General Fund

Section/Gov't Unit	Program Change	Fiscal Impact
§9-10 Oregon Health Authority	Repeals the statutory sunset related to a portion of marijuana tax revenue transferred to the Oregon Health Authority to allow for the continued use of the revenue for mental health treatment or for alcohol and drug abuse prevention, early intervention, and treatment. This change does not have an agency-wide fiscal impact, but impacts the amount of revenue allocated among mental health treatment and alcohol and drug abuse prevention, early intervention, and treatment programs.	No Fiscal Impact
§11 Housing and Community Services Department	Repeals the statutory reference to the Low Income Rental Housing Fund, to reflect program reductions. Since 2011, the Low Income Rental Housing Fund program is no longer funded through court fees and has become a formula-driven program identical in form and function to the Emergency Housing Assistance program. A budget adjustment is included in HB 5050, the budget reconciliation measure.	(\$491,461) General Fund
§12 Oregon Business Development Department	Allows the Oregon Cultural Trust to continue to use cultural license plate registration fees for marketing and promotional costs.	No Fiscal Impact
§13-14 Judicial Department	Repeals Legal Aid Account and the distribution of circuit court fees and charges to fund legal aid services. Account revenues are directed to the General Fund. A General Fund appropriation to the Judicial Department for distribution to the Oregon State Bar will be used to fund legal aid services. The budget adjustment is included in SB 5513 for the Judicial Department.	\$12.3 million General Fund
§15-18 Judicial Department	Increase annual salary of statutory judgeships by \$5,000 beginning on July 1, 2020. A budget adjustment is included in SB 5513 for the Judicial Department.	\$1,339,758 General Fund
§18a Judicial Department	Adds one new statutory judgeship for Jackson County and one new statutory judgeship for Marion County. A budget adjustment, including additional position authority, is included in HB 5050, the budget reconciliation measure.	\$1.1 million General Fund

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Section/Gov't Unit	Program Change	Fiscal Impact
§19 Legislative Assembly	<p>Repeals statute relating to the salaries of legislative members by eliminating the potential connection of legislator salaries to the salaries of a Circuit Court Judge. Legislator salaries will continue to be tied to the Executive Branch compensation plan at one step below the maximum range of Salary Range 1 as current law also allows. The change does not affect legislator salaries because they have traditionally been based on the provision allowing a tie to the Executive Branch compensation plan.</p> <p>Technical clarification and update of language regarding legislative member interim expense allowances as discussed during hearings on SB 5517, the budget measure for all Legislative Branch agencies.</p>	No Fiscal Impact
§20 Legislative Fiscal Office	Modifies Central Government Service Charge under ORS 291.278(1)(a). This change is required due to a budget adjustment in SB 5517, the budget measure for all Legislative Branch agencies.	\$500,000 Other Funds
§21 Oregon Business Development Department/ Public Universities	Establishes the University Innovation Research Fund at the Oregon Business Development Department to make grants to public universities listed in ORS 352.002, or the Oregon Health and Science University to match competitive federal research grant awards. A budget adjustment is included in HB 5050, the budget reconciliation measure.	\$10 million General Fund [expended as Other Funds]
§22 Department of Justice	Adds a reporting requirement if the Department of Justice increases legal services rates during an interim period. Legal services rates are established in SB 5515 for the Department of Justice.	No Fiscal Impact
§23 Department of Justice	Adds a reporting requirement for any judgment, settlement, compromise, or other recovery, that directs proceeds for other than deposit into the [Consumer] Protection and Education Revolving Account.	No Fiscal Impact
§24 Department of Transportation	Transfers \$10.1 million from the fund established in ORS 184.751 to the fund established in ORS 391.800 for the purposes of distribution to transit entities to support elderly and disabled transit services.	No Fiscal Impact
§25	Captions	--
§26	Emergency Clause	--